

UNITED STATES DISTRICT COURT
for the
Eastern District of California

UNITED STATES OF AMERICA,

v.

URIEL SOTELO-PATINO

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Case No. 1:23-cr-00013 ADA BAM

ORDER SETTING CONDITIONS OF RELEASE

IT IS ORDERED that the defendant's release is subject to these conditions:

- (1) The defendant must not violate federal, state, or local law while on release.
- (2) The defendant must cooperate in the collection of a DNA sample if it is authorized by 42 U.S.C. § 14135a.
- (3) The defendant must advise the court or the pretrial services office or supervising officer in writing before making any change of residence or telephone number.
- (4) The defendant must appear in court as required and, if convicted, must surrender as directed to serve a sentence that the court may impose.

The defendant must appear at: United States District Courthouse

Place

2500 Tulare Street, Fresno CA 93721

on September 27, 2023, at 1:00 PM, before Magistrate Judge Barbara A. McAuliffe

Date and Time

If blank, defendant will be notified of next appearance.

- (5) The defendant must sign an Appearance and Compliance Bond, if ordered.

Defendant shall be release to either ENRIQUE
ALEXIS SOTELO CRUZ OR TO ELVIRA SOTELA
CAMARILLO 3/23/2023 AT 8:00 AM.

SOTELO-PATINO, Uriel**Doc. No. 1:23-MJ-00006-EPG-001****ADDITIONAL CONDITIONS OF RELEASE**

 Upon finding that release by one of the above methods will not by itself reasonably assure the appearance of the defendant and the safety of other persons and the community, it is FURTHER ORDERED that the release of the defendant is subject to the conditions marked below:

- ☒ (6) The defendant is placed in the custody of:

Name of person or organization: Enrique Alexis Sotelo Cruz

who agrees (a) to supervise the defendant in accordance with all conditions of release, (b) to use every effort to assure the appearance of the defendant at all scheduled court proceedings, and (c) to notify the court immediately in the event the defendant violates any conditions of release or disappears.

SIGNED: 

CUSTODIAN

- ☒ (7) The defendant must:
- ☒ (a) report on a regular basis to the following agency:
Pretrial Services and comply with their rules and regulations;
 - ☒ (b) upon successful completion of WestCare inpatient facility you must reside at a location approved by the pretrial services officer, and not move or be absent from this residence for more than 24 hrs. without prior approval of pretrial services officer;
 - ☒ (c) report any contact with law enforcement to your pretrial services officer within 24 hours;
 - ☒ (d) cooperate in the collection of a DNA sample;
 - ☒ (e) travel restricted to Eastern District of California, unless otherwise approved in advance by pretrial services officer;
 - ☒ (f) participate in the substance abuse treatment program at WestCare inpatient facility for a minimum of 90 days; however, if determined by the inpatient facility, you must remain at the program for up to 180 days and you must comply with all the rules and regulations of the program. Notably, at approximately four weeks prior to your completion of the inpatient substance abuse treatment, you must appear before the Court for a Status Hearing. During said hearing, a report will be prepared informing the Court of your progress in treatment. Additionally, you must remain at the inpatient facility until released by the pretrial services officer. A responsible party, approved by Pretrial Services, must escort you to all required court hearings and escort you back to the inpatient facility upon completion of the hearing;
 - ☒ (g) upon successful completion of WestCare inpatient facility you must maintain or actively seek employment, and provide proof thereof to the pretrial services officer, upon request;
 - ☒ (h) not possess, have in your residence, or have access to a firearm/ammunition, destructive device, or other dangerous weapon; additionally, you must provide written proof of divestment of all firearms/ammunition, currently under your control;
 - ☒ (i) submit to drug and/or alcohol testing as approved by the pretrial services officer. You must pay all or part of the costs of the testing services based upon your ability to pay, as determined by the pretrial services officer;
 - ☒ (j) refrain from any use of alcohol, or any use of a narcotic drug or other controlled substance without a prescription by a licensed medical practitioner; and you must notify Pretrial Services immediately of any prescribed medication(s). However, medical marijuana, prescribed and/or recommended, may not be used;
 - ☒ (k) upon successful completion of the residential program, you must participate in a program of medical or psychiatric treatment including treatment for drug or alcohol dependency, as approved by the pretrial services officer; you must pay all or part of the costs of the counseling services based upon your ability to pay, as determined by the pretrial services officer;
 - ☒ (l) refrain from any form of gambling or visiting any gambling establishments;
 - ☒ (m) not apply for or obtain a passport or any other traveling documents during the pendency of this case;
 - ☒ (n) execute a bond or an agreement to forfeit upon failing to appear or failure to abide by any of the conditions of release, the following sum of money or designated property: a total equity bond secured by the residence owned by your mother and stepfather which is located in Selma, California; and,

USMS SPECIAL INSTRUCTIONS:

- ☒ (o) have your release on bond delayed until the posting of the property bond and bed space availability at the WestCare inpatient facility. Once a bed space and an intake appointment has been confirmed with the WestCare inpatient facility, you shall be released the next business day at 8:00 am, at which time your third-party custodian, Enrique Alexis Sotelo Cruz, or your mother, Elvira Sotelo Camarillo, will transport you directly from the Fresno County Jail to the WestCare inpatient facility in Fresno.

ADVICE OF PENALTIES AND SANCTIONS

TO THE DEFENDANT:

YOU ARE ADVISED OF THE FOLLOWING PENALTIES AND SANCTIONS:

Violating any of the foregoing conditions of release may result in the immediate issuance of a warrant for your arrest, a revocation of your release, an order of detention, a forfeiture of any bond, and a prosecution for contempt of court and could result in imprisonment, a fine, or both.

While on release, if you commit a federal felony offense the punishment is an additional prison term of not more than ten years and for a federal misdemeanor offense the punishment is an additional prison term of not more than one year. This sentence will be consecutive (*i.e.*, in addition to) to any other sentence you receive.

It is a crime punishable by up to ten years in prison, and a \$250,000 fine, or both, to: obstruct a criminal investigation; tamper with a witness, victim, or informant; retaliate or attempt to retaliate against a witness, victim, or informant; or intimidate or attempt to intimidate a witness, victim, juror, informant, or officer of the court. The penalties for tampering, retaliation, or intimidation are significantly more serious if they involve a killing or attempted killing.

If, after release, you knowingly fail to appear as the conditions of release require, or to surrender to serve a sentence, you may be prosecuted for failing to appear or surrender and additional punishment may be imposed. If you are convicted of:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more – you will be fined not more than \$250,000 or imprisoned for not more than 10 years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years – you will be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony – you will be fined not more than \$250,000 or imprisoned not more than two years, or both;
- (4) a misdemeanor – you will be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender will be consecutive to any other sentence you receive. In addition, a failure to appear or surrender may result in the forfeiture of any bond posted.

Acknowledgment of the Defendant

I acknowledge that I am the defendant in this case and that I am aware of the conditions of release. I promise to obey all conditions of release, to appear as directed, and surrender to serve any sentence imposed. I am aware of the penalties and sanctions set forth above.



Defendant's Signature

Directions to the United States Marshal

(☒) The defendant is ORDERED released after processing.

Date: 3/21/2023



Judicial Officer's Signature

United States Magistrate Judge, Sheila K. Oberto

Printed name and title

DISTRIBUTION: COURT DEFENDANT PRETRIAL SERVICE U.S. ATTORNEY U.S. MARSHAL